

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.  
WARD, Chairman.

(Minority Report.)

Committee Room,  
Austin, Texas, Aug. 16, 1911.  
Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 13, A bill to be entitled "An Act to amend Article 941, as amended by the Act of April 30, 1901, of the Revised Civil Statutes of Texas, defining the original and appellate jurisdiction of the Supreme Court, and to provide for disposition of the causes now pending therein, and declaring an emergency."

Have had the same under consideration and beg to report same back to the Senate with the recommendation that it do not pass.

LATTIMORE.

(Majority Report.)

Committee Room,  
Austin, Texas, Aug. 16, 1911.  
Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 14, A bill to be entitled "An Act to create and establish a commission for revising, systematizing and reforming the laws of the State of Texas, and for the appointment of the members of said commission to be known as 'The Commissioners for the Revision and Reform of the Laws of Texas,' and to prescribe their powers and duties; and to authorize the appointment of a secretary and stenographer therefor; and to provide for the compensation and expenses of said commission, secretary and stenographer, to appropriate money therefor, and declaring an emergency."

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

(Minority Report.)

Committee Room,  
Austin, Texas, Aug. 16, 1911.  
Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 14, A bill to be entitled "An Act to create and establish a commission for revising, systematizing and reforming the laws of the State of Texas, and for the appointment of the members of said commission, to be known as 'The Commissioners for the Revision and Reform of the Laws of Texas,' and to prescribe their powers and duties; and to authorize the appointment of a secretary and stenographer therefor; and to provide for the compensation and expenses of said commission, secretary and stenographer, to appropriate money therefor, and declaring an emergency."

Have had the same under consideration and beg to report same back to the Senate with the recommendation that it do not pass.

LATTIMORE.

Committee Room,  
Austin, Texas, Aug. 16, 1911.  
Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 12, A bill to be entitled "An Act to regulate proceedings upon applications for writs of error from Courts of Civil Appeals to the Supreme Court,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

#### FIFTEENTH DAY.

Senate Chamber,  
Austin, Texas,  
Thursday, Aug. 17, 1911.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

Roll called, quorum being present, the following Senators answering to their names:

Adams.	Carter.
Astin.	Cofer.
Bryan.	Collins.

Greer.	Real.
Hudspeth.	Sturgeon.
Hume.	Terrell, McLennan.
Johnson.	Terrell, Wise.
Mayfield.	Townsend.
McNealus.	Vaughan.
Meachum.	Ward.
Murray.	Warren.
Paulus.	Watson.
Peeler.	

Absent.

Kauffman.	Ratliff.
Lattimore.	Weinert.

Absent—Excused.

Perkins.	Willacy.
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Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, on motion of Senator Cofer the same was dispensed with.

See Appendix for standing committee reports.

## SIMPLE RESOLUTION.

By Senator McNealus:

Resolved, That Mayor Holland and his associate officials of the city of Dallas, now in the Capitol building, be given the freedom of the Senate Chamber.

The above resolution was read and adopted.

## EXCUSED.

On account of important business: Senator Sturgeon for non-attendance Monday, Tuesday and yesterday, on motion of Senator Terrell of Wise.

## INVITATION TO ATTEND ENTERTAINMENT.

By Senator Terrell of Wise:  
To the Honorable Members of the House of Representatives and Senate of the Texas Legislature.

You are cordially invited to attend an entertainment to be given on the roof garden this (Thursday) evening, August 17th, by the local chapter of the Daughters of the Confederacy, said entertainment to consist of Confederate songs and patriotic airs to be rendered by the members of the local chapter. The admission fee charged will be 10 cents each, a per cent of which will be donated to the consummation of the purposes of the chapter. A generous attendance is invited and requested.

Very respectfully,

MRS. W. T. WROE.

On motion of Senator Terrell of Wise, the above invitation was accepted.

Morning call concluded.

## BILL ON FIRST READING.

(By Unanimous Consent.)

By Senator Watson:

Senate bill No. 18, A bill to be entitled "An Act to provide for the adoption of a system of uniform text books in this State, and the appointment of a Text Book Board for such purpose; to authorize the adoption of the text books and the selection and adoption of other books, and for the appointment of Boards in the future to keep the books adopted revised and up-to-date; to prohibit lobbying before the Text Book Board by legal or special representatives of authors or publishers; to prescribe rules and regulations for the Board in entering into contracts on behalf of the State; to prescribe penalties for violation of the provisions of this Act; to make an appropriation to carry into effect the provisions hereof, and declaring an emergency."

Read first time, and referred to Committee on Educational Affairs.

## ADDITION TO COMMITTEE ON CONGRESSIONAL DISTRICTS.

The Chair (Lieutenant Governor Davidson) announced the re-appointment of Senator McNealus as a member of the Committee on Congressional Districts. Senator McNealus was appointed on this committee at first and resigned. He announced his acceptance of this appointment.

## RECESS.

On motion of Senator Ward, the Senate at 10:15 o'clock a. m., recessed until 2:00 o'clock p. m. today.

## AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

## MESSAGE FROM THE GOVERNOR.

Executive Office,

Austin, Texas, Aug. 17, 1911.

To the Texas Legislature:

As provided in Section 40, Article 3, of the State Constitution, I pre-

sent the following additional subjects for legislation:

1. An amendment to Section 6, Chapter 68, of the General Laws of the Thirty-second Legislature, which fixes the minimum price at which the Game, Fish & Oyster Commissioner may sell marl, sand and shells, or mud shells, etc., so as to fix a reduced minimum price in order to encourage the consumption of same.

2. Amending the law relating to the duties of the Live Stock Sanitary Commission, and prescribing penalties for a violation of the Live Stock Sanitary Laws, as defined by Article 5043c, of Chapter 7, Title 102 of the Revised Civil Statutes of Texas, and as provided by Article 824c, Chapter 4, Title 17 of the Penal Code, so as to make said provisions more effective.

3. An amendment to Chapter 7, Acts of the First Called Session of the Thirty-first Legislature, so as to provide that precincts and counties by a majority vote may authorize the issuance of bonds for the building or making of good roads.

4. For a better protection of public health by providing against the spread of what is known as Charbon.

Respectfully submitted,

O. B. COLQUITT,  
Governor of Texas.

#### SENATE BILL NO. 11.

The Chair laid before the Senate on second reading and regular order,

Senate bill No. 11, A bill to be entitled "An Act to provide for the adoption of a system of uniform text books in this State, and the appointment of a Text Book Board for such purpose; to authorize the adoption of text books and the selection and adoption of other books, and to provide for a Board of Revision to keep the adopted books revised and up-to-date; to prohibit lobbying before the Text Book Board by legal and special representatives of authors or publishers; to prescribe rules and regulations for the Board in entering into contracts on behalf of the State; to prescribe penalties for violation of the provisions of this Act; to make an appropriation to carry into effect the provisions hereof, and declaring an emergency."

Senator Collins moved that further consideration of the bill be postponed for today and made a special order for tomorrow morning at 10 o'clock.

The motion prevailed by the following vote:

Yeas—13.

Astin.	McNealus.
Bryan.	Paulus.
Cofer.	Peeler.
Collins.	Townsend.
Greer.	Vaughan.
Johnson.	Watson.
Mayfield.	

Nays—8.

Carter.	Sturgeon.
Hudspeth.	Terrell, Wise.
Murray.	Ward.
Real.	Warren.

Absent.

Adams.	Meachum.
Hume.	Ratliff.
Kauffman.	Weinert.
Lattimore.	

Absent—Excused.

Perkins.	Willacy.
Terrell, McLennan.	

#### SENATE BILL NO. 5.

The Chair laid before the Senate on second reading and regular order,

Senate bill No. 5, A bill to be entitled "An Act apportioning the State of Texas into Senatorial Districts, and declaring what counties shall constitute each Senatorial District."

There being a favorable majority (committee) report and a favorable minority (committee) report with amendments.

Senator McNealus moved that further consideration of the bill be postponed for today and made a special order for 10 o'clock tomorrow morning.

The motion was lost by the following vote:

Yeas—8.

Astin.	Murray.
Mayfield.	Paulus.
McNealus.	Real.
Meachum.	Watson.

Nays—9.

Bryan.	Terrell, Wise.
Carter.	Townsend.
Cofer.	Vaughan.
Collins.	Ward.
Greer.	

## Absent.

Adams.

Absent—Excused.

Perkins.

Willacy.

Terrell, McLennan.

## PAIRED.

Senator Johnson (present), who would vote "nay," with Senator Weinert (absent), who would vote "yea."

Senator Hudspeth (present), who would vote "yea," with Senator Lattimore (absent), who would vote "nay."

Senator Peeler (present), who would vote "yea," with Senator Ratliff (absent), who would vote "nay."

Senator Warren (present), who would vote "nay," with Senator Kauffman (absent), who would vote "yea."

Senator Sturgeon (present), who would vote "nay," with Senator Hume (absent), who would vote "yea."

(Senator Meachum in the chair.)

Senator Cofer moved to substitute the minority committee report (favorable with amendments) for the majority (favorable) committee report, which motion was adopted by the following vote:

## Yeas—11.

Bryan.	Sturgeon.
Carter.	Terrell, Wise.
Cofer.	Townsend.
Collins.	Vaughan.
Greer.	Ward.
Mayfield.	

## Nays—8.

Astin.	Murray.
Hume.	Paulus.
McNealus.	Real.
Meachum.	Watson.

## Absent.

Adams.

Absent—Excused.

Perkins.

Willacy.

Terrell, McLennan.

## PAIRED.

Senator Johnson (present), who would vote "yea," with Senator

Weinert (absent), who would vote "nay."

Senator Warren (present), who would vote "yea," with Senator Kauffman (absent), who would vote "nay."

Senator Hudspeth (present), who would vote "nay," with Senator Lattimore (absent), who would vote "yea."

Senator Peeler (present), who would vote "yea," with Senator Ratliff (absent), who would vote "yea."

The bill having been read second time,

Senator Vaughan (for Senator Perkins) offered the following amendment:

Amend the bill as printed in the Journal so as to strike out "Cooke and Montague" after "Grayson" where it occurs, and substitute "Collin" in lieu thereof in designating the Fourth District, and by striking out "Collin" after "Denton" where it occurs, and substituting therefor "Cooke and Montague" in the place of "Collin" in designating District No. 5.

Senator Sturgeon moved that the bill and the amendment be made a special order for tomorrow morning, which motion was lost by the following vote:

## Yeas—12.

Astin.	Paulus.
Hudspeth.	Real.
Hume.	Sturgeon.
Mayfield.	Terrell, McLennan.
Meachum.	Watson.
Murray.	

## Nays—11.

Bryan.	McNealus.
Carter.	Terrell, Wise.
Cofer.	Townsend.
Collins.	Vaughan.
Greer.	Ward.
Johnson.	Warren.

## Absent.

Adams.

Lattimore.

Kauffman.

Weinert

Absent—Excused.

Perkins.

Willacy.

## PAIRED.

Senator Peeler (present), who would vote "yea," with Senator

Ratliff (absent), who would vote "nay."

Action recurred on the pending amendment, and Senator Cofer moved to table the same, which motion to table prevailed by the following vote:

Yeas—14.

Bryan.	Real.
Cofer.	Sturgeon.
Collins.	Terrell, McLennan.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Ward.
Mayfield.	Warren.

Nays—8.

Astin.	Murray.
Johnson.	Paulus.
McNealus.	Vaughan.
Meachum.	Watson.

Present—Not Voting.

Carter. Peeler.

Absent.

Adams.	Ratliff.
Kauffman.	Weinert.
Lattimore.	

Absent—Excused.

Perkins. Willacy.

Senator Murray offered the following amendment:

Amend the bill by so amending the bill so as to place Comal with Guadalupe, DeWitt with Wilson and Medina with Val Verde.

Senator Townsend moved to table the amendment, which motion to table prevailed by the following vote:

Yeas—11.

Bryan.	Sturgeon.
Carter.	Terrell, Wise.
Cofer.	Townsend.
Collins.	Vaughan.
Greer.	Ward.
Mayfield.	

Nays—10.

Adams.	Murray.
Astin.	Paulus.
Hume.	Real.
McNealus.	Terrell, McLennan.
Meachum.	Watson.

Absent—Excused.

Perkins.

Willacy.

PAIRED.

Senator Peeler (present), who would vote "nay," with Senator Ratliff (absent), who would vote "yea." Senator Warren (present), who would vote "yea," with Senator Kauffman (absent), who would vote "nay."

Senator Hudspeth (present), who would vote "nay," with Senator Lattimore (absent), who would vote "yea."

Senator Johnson (present), who would vote "yea," with Senator Weinert (absent), who would vote "nay."

Senator Paulus offered the following amendment:

Amend the bill by striking out words "Guadalupe, Gonzales, Colorado and DeWitt" and insert in lieu thereof "Fayette, Collin and Kaufman."

Senator Cofer moved to table the amendment, which motion to table prevailed by the following vote:

Yeas—11.

Bryan.	Sturgeon.
Carter.	Terrell, Wise.
Cofer.	Townsend.
Collins.	Vaughan.
Greer.	Ward.
Mayfield.	

Nays—10.

Adams.	Murray.
Astin.	Paulus.
Hume.	Real.
McNealus.	Terrell, McLennan.
Meachum.	Watson.

Absent.

Hudspeth. Lattimore.

Absent—Excused.

Perkins. Willacy.

PAIRED.

Senator Peeler (present), who would vote "nay," with Senator Ratliff (absent), who would vote "yea."

Senator Johnson (present), who would vote "yea," with Senator

Weinert (absent), who would vote "nay."

Senator Warren (present), who would vote "yea," with Senator Kaufman (absent), who would vote "nay."

Senator Watson offered the following amendment:

Amend District No. 20, page 125 of Senate Journal, by striking out "Brazos" and inserting same in No. 10.

WATSON.

ASTIN.

Senator Cofer moved to table the amendment, which motion to table prevailed by the following vote:

Yeas—11.

Bryan.	Sturgeon.
Carter.	Terrell, Wise.
Cofer.	Townsend.
Collins.	Vaughan.
Greer.	Ward.
Mayfield.	

Nays—10.

Adams.	Murray.
Astin.	Paulus.
Hume.	Real.
McNealus.	Terrell, McLennan.
Meachum.	Watson.

Absent.

Hudspeth.	Lattimore.
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Absent—Excused.

Perkins.	Willacy.
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PAIRED.

Senator Johnson (present), who would vote "yea," with Senator Weinert (absent), who would vote "nay."

Senator Peeler (present), who would vote "nay," with Senator Ratliff (absent), who would vote "yea."

Senator Warren (present), who would vote yea, with Senator Kauffman (absent), who would vote "nay."

Senator Hume offered the following amendment:

Amend the bill by striking out the word "Harris" wherever it appears.

The amendment was read and lost. Senator Terrell of McLennan offered the following amendment:

Amend the bill by striking out "Hill county" in District No. 17, and

insert in lieu thereof the counties of Falls and Milam.

The amendment was read and lost by the following vote:

Yeas—9.

Adams.	Paulus.
Astin.	Real.
Hume.	Terrell, McLennan.
Meachum.	Watson.
Murray.	

Nays—11.

Bryan.	Sturgeon.
Carter.	Terrell, Wise.
Cofer.	Townsend.
Collins.	Vaughan.
Greer.	Ward.
Mayfield.	

Present—Not Voting.

McNealus.

Absent—Excused.

Ferkins.	Willacy.
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PAIRED.

Senator Hudspeth (present), who would vote "yea," with Senator Lattimore (absent), who would vote "nay."

Senator Johnson (present), who would vote "nay," with Senator Weinert (absent), who would vote "yea."

Senator Peeler (present), who would vote "yea," with Senator Ratliff (absent), who would vote "nay."

Senator Warren (present), who would vote "nay," with Senator Kauffman (absent), who would vote "yea."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the bill by taking Gillespie and Blanco counties out of District No. 26 and putting same in District No. 23.

Senator Hudspeth offered the following amendment:

Amend the bill by striking out in District 31, as printed in the Journal, "Ector, Andrews, Gaines, Yoakum, Cochran, Hockley, Terry, Dawson, Martin, Howard, Borden, Lynn, Lubbock, Crosby, Garza, Scurry, Mitchell and Nolan," and insert in lieu thereof "Val Verde, Edwards, Sutton, Kinney, Maverick, Kimble, Irion, Tom Green, Menard, and Mason."

Senator Collins moved to table the amendment, which motion to table prevailed by the following vote:

## Yeas—10.

Bryan.	Mayfield.
Carter.	Sturgeon.
Cofer.	Terrell, Wise.
Collins.	Townsend.
Greer.	Ward.

## Nays—9.

Adams.	Murray.
Astin.	Paulus.
Hudspeth.	Real.
Hume.	Terrell, McLennan.
McNealus.	

## Absent.

Kauffman.

## Absent—Excused.

Perkins.	Willacy.
Warren.	

## PAIRED.

Senator Johnson (present), who would vote "yea," with Senator Weinert (absent), who would vote "nay."

Senator Meachum (present), who would vote "nay," with Senator Vaughan (absent), who would vote "yea."

Senator Peeler (present), who would vote "nay," with Senator Ratliff (absent), who would vote "yea."

Senator Watson (present), who would vote "nay," with Senator Latimore (absent), who would vote "yea."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the bill by correcting the spelling of the word "Collin" in District No. 5, and amend by changing the returning county of District No. 4 by striking out the word "Collin" and inserting in lieu thereof the word "Cooke."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the caption by adding to the caption a comma instead of a period, and then the following: "to name the returning counties."

Senator Cofer moved the previous question on the engrossment of the bill, which motion being duly seconded, was so ordered.

The bill, having already been read, was ordered engrossed by the following vote:

## Yeas—11.

Bryan.	McNealus.
Carter.	Sturgeon.
Cofer.	Terrell, Wise.
Collins.	Townsend.
Greer.	Ward.
Mayfield.	

## Nays—8.

Adams.	Paulus.
Astin.	Real.
Hume.	Terrell, McLennan.
Murray.	Watson.

## Absent.

Kauffman.

## Absent—Excused.

Perkins.	Willacy.
Warren.	

## PAIRED.

Senator Johnson (present), who would vote "yea," with Senator Weinert (absent), who would vote "nay."

Senator Hudspeth (present), who would vote "nay," with Senator Latimore (absent), who would vote "yea."

Senator Peeler (present), who would vote "nay," with Senator Ratliff (absent), who would vote "yea."

Senator Meachum (present), who would vote "nay," with Senator Vaughan (absent), who would vote "yea."

## SENATE CONCURRENT RESOLUTION NO. 5.

By Senator Hume:

Senate Concurrent Resolution No. 5, Be it Resolved by the Senate of the Thirty-second Legislature of the State of Texas, the House concurring, That the following telegram be sent on August 23 to the Grand Aerie Fraternal Order of Eagles, which will then be holding its annual convention in California:

"Austin, Texas, Aug. 23, 1911.

"Grand Aerie Fraternal Order of Eagles,

San Francisco, California.

"The Texas Legislature, in Special Session, sends greetings to your honorable Body and insists that you accept Houston's invitation to visit

Texas and hold your annual convention in Houston, next year, 1912. A trip to Texas would always be remembered by members of your Grand Aerie Fraternal Order of Eagles, with pleasure and profit."

HUME,  
WATSON.

The above resolution was read and adopted.

#### ADJOURNMENT.

On motion of Senator Watson the Senate, at 3:45 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

#### APPENDIX.

(Floor Report.)

Committee Room,

Austin, Texas, August 17, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred Senate bill No. 16, a bill to be entitled

"An Act to create a State Normal School Board of Regents for the State Normal Schools for white teachers in the State of Texas; to provide for the appointment of said Board; to define its duties and powers; and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency,"

Have had the same under consideration and beg to report same back to the Senate with the recommendation that it do pass.

Paulus, Acting Chairman; Real, Hume, Collins, Astin, Ward, Sturgeon, Warren, Watson.

#### SIXTEENTH DAY.

Senate Chamber,  
Austin, Texas,

Friday, August 18, 1911.

The Senate met pursuant to adjournment and was called to order by Lieutenant Governor Davidson.

Roll called, quorum being present, the following Senators answering to their names:

Adams.	Carter.
Astin.	Cofer.
Bryan.	Collins.

Greer.  
Hudspeth.  
Johnson.  
Kauffman.  
Lattimore.  
Mayfield.  
McNealus.  
Meachum.  
Murray.  
Paulus.  
Peeler.

Real.  
Sturgeon.  
Terrell, McLennan.  
Terrell, Wise.  
Townsend.  
Vaughan.  
Ward.  
Warren.  
Watson.  
Weinert.

Absent.

Hume.

Ratliff.

Absent—Excused.

Perkins.

Willacy.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, on motion of Senator Mayfield, the same was dispensed with.

See Appendix for standing committee reports and petitions and memorials.

Morning call concluded.

#### FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, Aug. 18, 1911.

Hon. A. B. Davidson, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following:

House bill No. 5, A bill to be entitled "An Act to apportion the State of Texas into Representative Districts, and to fix the number of Representatives thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

House bill No. 10, A bill to be entitled "An Act to apportion the State of Texas into Senatorial Districts, and declaring what counties shall constitute each Senatorial District."

Senate Concurrent Resolution No. 3, recalling Senate bill No. 2 from the Governor for further consideration.

Respectfully,

BOB BARKER,

Chief Clerk House of Representatives.

#### BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Davidson) had referred, after their captions had been read, the following House bills: